

OFFICIAL COURT NOTICE OF COLLECTIVE ACTION SETTLEMENT

<<EmployeeName>>
<<Address1>><<Address2>>
<<City>>, <<State>><<Zip>>

If you worked for 3 SQUARES DINER as a line cook or a server at any time between April 1, 2022 and February 5, 2025 and had 30 minute unpaid meal periods deducted from your wages, you may be entitled to a payment from a collective action lawsuit settlement.

A court authorized this Notice. This is not a solicitation from a lawyer.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT:	
Submit a Consent Form	If you submit the Consent Form that is enclosed with this notice by May 27, 2025, you will receive a settlement payment as explained below. If you do not submit the Consent Form by May 27, 2025, you will not be included in the settlement.
Objection Deadline	If you wish to object to the settlement, you must submit an objection to the Settlement Administrator no later than May 27, 2025.
Do Nothing	By doing nothing you will not receive any portion of the settlement but you will preserve any rights you have under the terms of the settlement. However, your statute of limitations will not be tolled by the filing of this Lawsuit.

INTRODUCTION

This Court-approved notice is to inform you that a lawsuit against 3 Squares Diner for alleged violations of the Fair Labor Standards Act (“FLSA”) for unpaid meal period wage deductions has been settled and that you have a right to receive a payment as part of this settlement, provided that the Court ultimately approves the settlement. If you choose to join by submitting the enclosed form and the Court approves the settlement, your share of this settlement would be <<SettAmt>>. Your share of the settlement was calculated based on the amount of 30-minute unpaid meal periods reflected in Defendant’s records.

1. DESCRIPTION OF THE SETTLEMENT

On March 22, 2024, Plaintiff James Stevens filed this lawsuit against 3 Squares Diner in the United States District Court for the Middle District of Georgia. Plaintiff was employed by 3 Squares Diners in various positions including a line cook. He alleges that 3 Squares Diner violated the FLSA by failing to pay its hourly, non-exempt employees including line cooks and servers for meal periods during which they performed work, and sought damages for himself and similarly-situated individuals. Defendant denies Plaintiff’s allegations and denies that it is liable for any damages.

The parties negotiated and have reached a settlement that fully and finally resolves the lawsuit’s allegations. The Court has preliminarily approved the settlement and you are receiving this so you can decide whether to participate in this case and in this settlement, object to the settlement, or do nothing. Any hourly, non-exempt current or former employee who worked as a line cook or server from April 1, 2022 to February 5, 2025, and who was subject a 30 minute meal period deduction to their wages, is eligible to participate and recover unpaid wages. Each collective member’s share of the settlement is based on the number of 30 minute unpaid meal period deductions made to their wages.

2. HOW TO PARTICIPATE IN THIS ACTION

To participate in this case and in this settlement, you must completely fill out the enclosed Notice of Consent to Become Party Plaintiff form (“Consent Form”) and send it to the Settlement Administrator by the deadline below either by mail, email, or by scanning the below QR Code:

Stevens v. 3 Squares Diner, LLC
c/o CPT Group, Inc.
50 Corporate Park
Irvine, CA 92606
Telephone Number: 1-888-324-6922
Email: 3squaresdinersettlement@cptgroup.com
Website: 3squaresdinersettlement.com

[QR CODE]

To mail the Consent Form, you may use the enclosed pre-addressed, prepaid envelope. The Consent Form must be postmarked (if mailed) or received via email or the QR Code by no later than May 27, 2025, for you to participate in this settlement. If you fail to return the Consent Form by May 27, 2025, you may not be able to participate in this settlement.

3. THE EFFECT OF JOINING THIS ACTION AND SETTLEMENT

If you choose to join this lawsuit, you will be bound by the settlement described on the first page of this Notice, provided that it is approved by the Court. Under the settlement you will release all federal, state and local wage and hour claims against 3 Squares Diner for the period between April 1, 2022 and February 5, 2025. You will not owe any attorneys’ fees, as Plaintiff’s attorneys’ fees will be paid by 3 Squares Diner directly.

If the Court does not approve the settlement, then your claim will be litigated as part of this case – either until another settlement is reached and approved by the Court or through judgment.

4. THE EFFECT OF NOT JOINING THIS ACTION AND SETTLEMENT

If you choose not to join this action, you will not be bound by the settlement or any ruling or judgment entered in this case, favorable or unfavorable. If you choose not to join this lawsuit, you may file a separate lawsuit on your own or choose to take no action at all. However, the FLSA has a statute of limitations and if you choose not to join in this action and instead file your own action, some or all of your potential claims may later be barred by the applicable statute of limitations.

5. NO RETALIATION PERMITTED

You have an absolute right to join this lawsuit and settlement free from any fear that Defendant will retaliate against you in any way. The law prohibits retaliation against employees for exercising their rights under the FLSA. Therefore, Defendant is prohibited from discharging you or retaliating against you in any other manner because you choose to participate in this action.

6. YOUR RIGHT TO OBJECT TO THE PROPOSED SETTLEMENT

If you timely submit a Consent Form, you have the right to object to the terms of the proposed settlement. To object, you must send a written statement to the Settlement Administrator during the Consent Form period that: (1) clearly identifies it as an objection, such as “I object to the settlement in the 3 Squares Diner FLSA Case”; (2) contains all the reasons and basis for the objection; (3) identifies your name, address, telephone number and email address; and (4) is signed by you. Your objection will not be heard unless it is mailed or e-mailed to the Settlement Administrator so that it is received no later than the close of the deadline to file the Consent Form, May 27, 2025. The address and email of the Settlement Administrator

are listed above. If you file a Consent Form and submit an Objection, and the Court rejects your objection, you will still be bound by the Settlement unless you withdraw your Consent Form. You may withdraw your Objection at any time. The Settlement Administrator will share your Objection with Plaintiff's Counsel and Defendant's counsel, and your objection will be filed with the Court.

7. LEGAL REPRESENTATION IF YOU JOIN

If you choose to join this case by submitting a Consent Form, your interests will be represented by the following attorneys:

Sergei Lemberg
Stephen Taylor
Joshua Markovits
Lemberg Law, LLC
43 Danbury Road
Wilton, CT 06897
Telephone: (203) 653-2250
Fax: (203) 653-3424
Email: slemberg@lemborglaw.com
Email: staylor@lemborglaw.com
Email: jmarkovits@lemborglaw.com

8. FURTHER INFORMATION

Further information about this Notice or the action may be obtained from the Class Administrator at 1-888-324-6922 or from Plaintiff's counsel, Joshua Markovits, at telephone number 203-653-2250 x5518 or by email to jmarkovits@lemborglaw.com.